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Patent, Trademark & Copyright Attorneys

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#### **FAX TRANSMISSION**

DATE: March 30, 2005

TO: Commissioner for Patents

FROM: David M. Crompton

Attn: Mail Stop 16 P.Q. Box 1450

Alexandria, VA 22313-1450

OUR REF: 1001.1566101 TELEPHONE: 612-677-9050

Total pages, including cover letter: 6

PTO FAX NUMBER: 703-872-9306

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Title of Document(s) Transmitted: REQUEST FOR REFUND WITH COPY OF MARCH

2005 DEPOSIT ACCOUNT STATEMENT AND COPY OF MARCH 16, 2005 FAX TRANSMISSION COVER

SHEET

Applicant: Jill McFadden et al.

Serial No.: 09/097,023 Filed: June 12, 2998 Group Art Unit: 3763

Our Ref. No.: 1001.1566101 Confirmation No.: 2472 Customer No.: 28075

Please charge Deposit Account No. 50-0413 in the amount of \$\_\_\_\_, Fee Code\_\_\_\_.

Please charge any additional fees or credit overpayment to Deposit Account No. 50-0413. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Name: David M. Crompton

Reg. No. 36,772

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Name: Kathleen L. Boekley

March 30, 2005

Date

#### UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Jill McFadden et al.

Confirmation No.: 2472

Serial No.:

09/097,023

Examiner: M. Hayes

Filing Date:

June 12, 1998

Group Art Unit: 3763

Docket No.:

1001.1566101

Customer No.: 28075

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#### REQUEST FOR REFUND

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8 (1(i)(B))

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at 703-872-9306 on the date shown below.

Kathleen L. Boekley

Type or print name of person signing certification

Karle & Boekle

March 30, 2005

Date

Dear Sir:

Applicants have reviewed the Deposit Account Statement dated March 2005 (copy attached), and request a refund as follows:

A Notice of Appeal was filed via facsimile on March 16, 2005, indicating permission to charge the deposit account \$500. This amount was charged to the deposit account on March 17 and March 29. Therefore, \$500 in excess has been charged to our account.

The Notice of Appeal was filed within the one-month extension deadline from the mailing date November 16, 2004 of a Final Office Action (copy of the fax transmission cover sheet in included). The extension fee should be \$120, but on March 29, \$450 was charged to the deposit account. Therefore, \$330 in excess has been charged for a one-month extension of time.

Applicants hereby request a refund to Deposit Account No. 50-0413 in the amount of \$830.

Respectfully submitted,

Jill McFadden et al.

By their Attor

Date

David M. Crompton, Reg. No. 36,772

CROMPTON, SEAGER & TUFTE, LLC

1221 Nicollet Avenue, Suite 800 Minneapolis, MN 55403-2420

Telephone: (612) 677-9050





### **Deposit Account Statement**

Requested Statement Month:

Deposit Account Number:

Name:

Attention:

Address:

City:

State:

Zip:

Country:

March 2005

500413

**CROMPTON SEAGER & TUFTE LLC** 

DAVID M CROMPTON

1221 NICOLLET AVENUE MINNEAPOLIS

MINNEAPC

MN

55403-2420

UNITED STATES OF AMERICA

DATE S	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
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03/02 2		11066909	1048.1107102	2011	\$150.001	\$9,9
03/02 2		11066909	1048.1107102		\$250.00	\$9,7
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03/03 1		6283279	1235.1101101	2551	\$450.000 <sup>h</sup>	\$9,1
03/04 5		10139891	1001.1557101 CMS	1201	\$200.00	\$8,9
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03/07 2		10953921	1001.1779101	1251	\$120.00942	-
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03/08 8		09897552	RA-5202 1028-1120101	1201 GNT	\$176.00	\$7,1
03/08 9		09897552	RA-5202	.202	\$54.00	\$7,0
03/08 1		10916114	1001.1776101	8021	\$40.00	\$7,0
03/09 1		10606871	1018.1174101	1202	\$100.0000	
03/09 5		10073996	39884.3017 1001.1855103.	2814	\$65.00	\$6,8
03/09 1		11063123	1036.1103101	8021	\$40.00×k	\$6,8
03/09 1		11058856	1001.1877101	8021	\$40.00	\$6,7
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03/10 4		E-REPLENISHMENT	•	9203	-\$5,000.00	\$11.
03/11 3	310	76257935	1129.4008101	7004	\$150.000 <sup>2</sup>	\$11,
03/14 1		10438676	1019.1102102	8021	\$40.00 1	\$11,
03/15 1		10217317	BSME1188471001.1900101	1202	\$150.00 ab	\$11.

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	03/15	2	10199565	1168.1101101		\$395.00 123	\$10,
	03/15		10217317	BSME118847 1001-1-100	2252	\$450.00	\$10,
	03/15		PCT/US05/07105	1001.1774111 3540	1701	\$51.00	\$10, \$10,
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	03/16		PCT/US05/07472	1001.1728111		\$51.00	\$9,6
	03/16		PCT/US05/07472	1001.1728111 C-M 3	8007	\$20.00	\$9,5
	03/16		11040253	1018.1218101	8021	\$40.00 <sup>3</sup>	\$9,5 \$9,5
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	03/21		11013956	1001.1839101	8021		\$11,
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	03/22		10907117	H0005892-07651161.1165101	•		\$19,
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	03/22		10907131	H0005105-16321016.1169101	,	\$300.000	\$18,
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	03/22		10481141	H0005105-16321016.1169101 1948.11961010at on the application	8021 807	\$40.00%	\$17,
	03/22		10907131	H0005105-16321016.1169101	8021 /	\$40.00	\$17,
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	03/23	40	11045698	1018.1219101		\$40.00	<b>\$16</b> ,
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03/25 1	10907209	H0008009-07601100.1325101		<b>\$</b> 13,
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03/25 6	10907209	H0008009-07601100.1325101	1111 \$500.00	\$22,
03/25 9	10111620	1018.1136101	1251 \$120.00 <sup>3/21</sup>	<b>\$2</b> 1,
03/25 72	11042911	1201.1149101	8021 \$40.000 <sup>(2)</sup> 2	\$21,
03/25 74	11043012	1201.1150101	8021 \$40.00¢	<b>\$21</b> ,
03/25 101	10907238	H0004937-07601100.1262101	1011 (\$300.005)	\$21,
03/25 102	10907238	H0004937-07601100.1262101	8021 \$40.00	\$21,
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03/25 104	10907238	H0004937-07601100.1262101	1111 \ \$500.00	\$20,
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03/28 18	PCT/US05/09030	1001.1748111 G vy S	1701 \$206.00	\$20,
03/28 20	PCT/US05/09030	1001.1748111	8007 \$20.00	\$20,
03/28 127	PCT/US05/09061	1001.1749111	1701 \$206.00	\$20,
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Received Cover Page MOR - 16-2005 14:26 CRONETION SCINCED THETE 6123599349 CROMPTON SEAGER | TUFTE | LLC Ferent, Trademark & Coopeighs Attorneys 1221 Nicollet Avenue, Serte 600 Minnespolis, Minnespis 55463-2410 Phone 612 477 9050 Fex 612.357.9349 FAX TRANSMISSION DATE March 16, 2005 TO: Commissioner for Potents FROM David M. Crompton Allo: Eximinet M. Haves Mail Slop AF P.O. Box 1450 Alexandria, VA 22313-1450 OUR REF: 1001.1566101 TELEPHONE: 612-677-9050 Total pages, including cover letter, 2 PTO FAX NUMBER: 703-873-9306 If you do NOT sective all of the pages, picese telephone us at (612) 677-9050, or fax us at (612) Title of Document(s) Transmitted: NOTICE OF APPRAL Applicam: Jill McFadden et al. Serial No : 09/097,023 Filed: June 12, 2998 Group Art Unit. 3763 Our Ref. No. 1001.1566101 Confirmation No.: 2472 Customer No.: 24075 Please charge Deposit Account Na. 30-04() in the amount of \$500. Fee Code 1401 and \$120.

Per Code 1251 Please consider this a PETITION FOR A ONE EXTENSION OF TIME to enter these papers Please charge any additional free or credit, SIDEVINCES (à Denozit Aceaim No 50-0413. Name: David M. O. Reg. No. 16,772 I hereby certify that this paper is being transmitted by factimile to the U.S. Patent and Trademark Office on the data shows below. Motor & Baskley March 16, 2005

PAGE 10 ' SCHO AT MIGITAS 327:30 PM (Basian Secretar Trief)' SYRVER TO FF SERVER "CMS: ATRION "CSECS (CASERTIA" DUÇATION (INDES) \$140